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PATENT

JUN 21 2001

Case Docket No. VANM201.001APC

Date: June 14, 2001

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Giannotta, et al.
Appl. No. : 09/762,992
Filed : February 14, 2001
For : NUCLEOTIDE AND/OR
AMINO-ACID SEQUENCE
CONTROLLING THE
EXPRESSION OF A
XYLANASE PROMOTER-
OPERATOR NUCLEOTIDE
SEQUENCE

I hereby certify that this correspondence and all
marked attachments are being deposited with the
United States Postal Service as first class mail in
an envelope addressed to: Assistant Commissioner
for Patents, Washington, D.C. 20231, on

June 14, 2001

(Date)

Daniel Hart, Reg. No. 40,637

Examiner : Unknown

Group Art Unit : 1632

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20 JUL 2001

Legal Staff
International Division

TRANSMITTAL LETTER

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231
ATTENTION: APPLICATION BRANCH

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement.
- (X) A PTO Form 1449 with four (4) references.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Daniel Hart
Registration No. 40,637
Attorney of Record

Daniel Hart, Ph.D.

BOX PCT
United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

Attorney Docket No. : VANM201.001APC

Applicant(s) : Giannotta, et al.

For : NUCLEOTIDE AND/OR AMINO-ACID
SEQUENCE CONTROLLING THE
EXPRESSION OF A XYLANASE
PROMOTER-OPERATOR NUCLEOTIDE
SEQUENCE

Attorney : Daniel Hart

"Express Mail"
Mailing Label No. : EL 587855052 US

Date of Deposit : April 17, 2002

I hereby certify that the accompanying

Transmittal letter; copy of Notification of Missing Requirements; Sequence
Submission Statement and Supplemental Preliminary Amendment; Substitute
Sequence Listing; Substitute Sequence Listing in computer readable format;
Return Prepaid Postcardare being deposited with the United States Postal Service "Express Mail Post Office to
Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the
United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202.
Craig Smelter

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Date: April 19, 2002

Page 1

**TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED
OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 USC 371**

International Application No.: PCT/BE99/00105
International Filing Date: 08/14/99
Priority Date Claimed: 08/14/98
Title of Invention: NUCLEOTIDE AND/OR AMINO-ACID SEQUENCE
CONTROLLING THE EXPRESSION OF A XYLANASE
PROMOTER-OPERATOR NUCLEOTIDE SEQUENCE
Applicant(s) for DO/EO/US: GIANNOTTA, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- (X) Copy of Notification of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US) dated February 21, 2002.
- (X) Sequence Submission Statement and Supplemental Preliminary Amendment.
- (X) Substitute Sequence Listing.
- (X) Substitute Sequence Listing in Computer Readable Format.
- (X) A return prepaid postcard.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.

By:



Daniel Hart
Registration No. 40,637
Customer No. 20,995



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/762,992	Fabrizio Giannotta	VANM201.001A
INTERNATIONAL APPLICATION NO.		
PCT/BE99/00105		
I.A. FILING DATE	PRIORITY DATE	
08/14/1999	08/14/1998	

Knobbe Martens Olson & Bear
Sixteenth Floor
620 Newport Center Drive
Newport Beach, CA 92660

CONFIRMATION NO. 2010

371 FORMALITIES LETTER



OC000000007467896

Date Mailed: 02/21/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Assignee Statement
- Biochemical Sequence Listing
- Claims
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Drawings
- Information Disclosure Statements
- Initial Application Filing Fees
- Oath or Declaration
- Oath or Declaration
- Original Specification
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE

OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
 - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
 - APPLICANT MUST PROVIDE:
 - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
 - A statement that the contents of the paper or compact disc and the computer readable form are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 305-3693

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/762,992	PCT/BE99/00105	VANM201.001A